

The FCC should amend Part 52 to prohibit the warehousing or hoarding of any numbering resource under the jurisdiction of the FCC, including, but not limited to, all numbering resources administered by the North American Numbering Plan Administrator (NANP) (www.nanpa.com), under the dispute resolution authority of the North American Numbering Council (NANC) (an FCC created Federal Advisory Committee), and any Toll Free resources (i.e. SMS, etc.).

Preferably, the policy should be specifically delineated in black letter law in the Telecommunications Act(s) (Statute(s)), with enabled civil and criminal penalties and private-right-of-action remedies (including Injunction, Mandamus, and Qui Tam).

The FCC 's Enforcement Bureau should dedicate resources to specific enforcement in the near term of existing Regulation 52.105 (Warehousing) and 52.107 (Hoarding) of Toll Free Numbers, with penalty for both the principal and its RespOrg. In many cases, RespOrgs encourage by policy or example or by actual operations, the warehousing and hoarding of Toll Free numbers. The Enforcement Bureau should issue or obtain the proper access or Subpoena to analyze the existing SMS and translations database(s) to determine whether or not multiple toll free numbers are routes to the same POTS line or Circuit ID or Switch, and determine thresholds for "actual" usage for "in service" determinations.

Further comment is reserved after the FCC 's Toll Free Forum on March 4, 2002.